



State of New Jersey

DEPARTMENT OF HUMAN SERVICES
DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES
P.O. Box 712
Trenton, NJ 08625-0712

CHRIS CHRISTIE
Governor

ELIZABETH CONNOLLY
Acting Commissioner

KIM GUADAGNO
Lt. Governor

VALERIE HARR
Director

STATE OF NEW JERSEY
DEPARTMENT OF HUMAN SERVICES
DIVISION OF MEDICAL ASSISTANCE
AND HEALTH SERVICES

R.P.,

PETITIONER,

v.

DIVISION OF MEDICAL ASSISTANCE
AND HEALTH SERVICES AND
NORTHERN REGIONAL COMMUNITY
CHOICE OPTIONS OFFICE,
RESPONDENTS.

ADMINISTRATIVE ACTION

FINAL AGENCY DECISION

OAL DKT. NO. HMA 01247-15

As Director of the Division of Medical Assistance and Health Services, I
have reviewed the record in this matter, consisting of the Initial Decision, the
documents in evidence and the contents of the OAL case file. No exceptions to
the Initial Decision were filed. Procedurally, the time period for the Agency Head
to render a Final Agency Decision is May 7, 2015 in accordance with N.J.S.A.
52:14B-10, which requires an Agency Head to adopt, reject, or modify the Initial
Decision within 45 days of the agency's receipt. The Initial Decision was
received on March 23, 2015.

Based upon my review of the record, I hereby ADOPT the findings, conclusions and recommended decision of the Administrative Law Judge in their entirety and incorporate the same herein by reference. I agree with the Administrative Law Judge that the credible evidence in this record indicates that Petitioner does not satisfy the clinical eligibility criteria necessary to qualify for nursing facility level of care pursuant to N.J.A.C. 8:85-2.1 and 2.2.

I note that the nurse who performed R.P.'s assessment has contacted the Home Friend Program regarding in-home chore services for Petitioner and suggested that R.P. contact the Essex County Aging and Disability Resource Center at (973) 395-8389 for information about programs and services available to her. I also note that Petitioner may request a reassessment should her condition change.

THEREFORE, it is on this ^{30th} day of April 2015,

ORDERED:

That the Initial Decision affirming the denial of clinical eligibility for nursing home placement is hereby ADOPTED as the Final Decision in this matter.



Valerie J. Harr, Director
Division of Medical Assistance
and Health Services